

Amendment No. 14 to HB2354

Swafford
Signature of Sponsor

FILED

Date _____

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Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 2326

House Bill No. 2354*

by deleting all language following the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 67-4-1004(a), is amended by deleting the language “ten (10) mills” and by substituting instead the language “three and one-tenth of one cent (3.1¢)”.

SECTION 2. Tennessee Code Annotated, Section 67-4-1004, is amended by deleting subsection (c) and substituting instead the following:

(c) Any wholesale dealers, jobbers, tobacco distributors, and retail dealers having cigarette tax stamps, affixed and unaffixed, in their possession on July 1, 2007, shall not be required to pay the additional cigarette tax on such stamps resulting from the increase in the tax rate from ten (10) mills to three and one-tenth of one cent (3.1¢) on cigarettes bearing such stamps.

SECTION 3. Tennessee Code Annotated, Section 67-4-1025, is amended by adding the following language as a new subsection (d):

(d)

(1) Notwithstanding any provision of law or this act to the contrary, an amount substantially equal to a twenty-five cent (25¢) per pack increase in the tax rate shall be deposited in the education trust fund created by title 49, chapter 3;

(2) Notwithstanding any provision of law or this act to the contrary, an amount substantially equal to a fifteen cent (15¢) per pack increase shall be deposited in the general fund. In increasing the cigarette tax by such fifteen cent (15¢) per pack increase, it is the legislative intent that legislation be enacted to reduce the state sales tax rate on the sale of food and food ingredients; and

(3) An amount substantially equal to a two cent (2¢) per pack increase in the tax rate shall be deposited in the trauma system fund created by the "Tennessee Trauma Center Funding Law of 2007" (Senate Bill 1503 / House Bill 1613). Such funds shall be distributed as required by such law.

SECTION 4. This act shall take effect on July 1, 2007, the public welfare requiring it.